

## **REMARKS**

Applicants have submitted Amendment after Allowance on January 22, 2007, which is shown on PAIR. Applicants request that the Examiner acknowledge the entering of the amendment dated January

Applicants wish to express appreciation for the allowance of Claims 38-50 and Claims 2-37, 52 and 55 if rewritten in independent form.

### **The Amendments**

Claim 1 is amended to include the steps of Claim 38.

Claims 2 and 40 have been amended for clarity.

Claim 3 has been amended to be dependent on Claim 1, instead of Claim 2.

Claim 51 has been amended to incorporate the subject matter of Claim 52. Consequently Claim 52 has been cancelled.

Claim 53 has been amended to incorporate the subject matter of Claim 55. Consequently Claim 55 has been cancelled.

New Claims 62 and 63 are supported by the disclosure on page 12, at lines 35-36.

New Claim 64 is supported by the original Claim 38 and Claim 3.

New Claim 65 is supported by the original Claim 51 and Claim 3.

New Claim 66 is supported by the original Claim 53 and Claim 3.

The other amendments are for clarity only.

No new matter is introduced in any of the amendments.

### **Claim Rejections – 35 USC §102(b)**

Claims 1 and 51 are rejected under 35 USC 102(b) as allegedly being anticipated by Spiewak et al (US Patent No. 5,525,450).

Spiewak et al disclose liquid developer compositions with multiple block copolymers. Applicants disagree with the Office Action that the method of Claim 1 or the dispersion of Claim 51 is anticipated by Spiewak, as none of the sections cited by the

Examiner (i.e., column 7, lines 7-30 and column 15, lines 30-35) discloses the features of Claim 1 or Claim 51, such as, electrophoretic microparticles or a precursor/internal phase.

However in order to expedite allowance of this application, Claim 1 has been amended to include the limitation of Claim 38, which is allowed.

Claim 51 has been amended to incorporate the subject matter of Claim 52, which is allowable.

Therefore, the 102(b) rejection of Claims 1 and 52 should be withdrawn.

**Claim Rejections – 35 USC §103 (a)**

Claims 53, 54 and 56-59 are rejected under 35 USC 103(a) as allegedly being unpatentable over Chung et al (US Patent No. 7,177,066) in view of Spiewak et al (US Patent No. 5,525,450). The rejection is traversed because Chung et al is not a prior art.

US Patent No. 7,177,066 (Chung et al) was issued on February 13, 2007. The ‘066 patent was filed on October 25, 2004, with a priority date of October 24, 2003. The instant application was filed July 30, 2003 and claimed the benefit of a provisional application dated July 30, 2002. Therefore, the ‘066 Patent is not qualified as a prior art against the instant application.

Spiewak et al, on the other hand, do not disclose the features of Claim 53.

However, in order to expedite allowance of this application, Claim 53 has been amended to incorporate the subject matter of Claim 55, which is allowable.

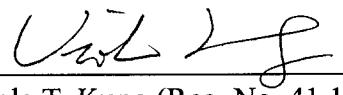
Therefore, the 103(a) rejection of Claim 53 and its dependent Claims 54, and 56-59 should be withdrawn.

**CONCLUSION**

Applicants believe that the application is now in good and proper condition for allowance. Early notification of allowance is earnestly solicited.

Respectfully submitted,

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